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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

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6 COLUCCHI-COULTHARD FAMILY
7 TRUST,

8 Plaintiff,

9 v.

10 UNITED STATES OF AMERICA,

11 Defendant.

Case No. 2:20-cv-00530-JCM-DJA

ORDER

12 Presently before the Court is Plaintiff Counsel Derek W. Kaczmarek's Motion to
13 Withdraw as Counsel of Record (ECF No. 14), filed on August 19, 2020.

14 Pursuant to Local Rule ("LR") IA 11-6, "[n]o attorney may withdraw after appearing in a
15 case except by leave of Court after notice has been served on the affected client and opposing
16 counsel." See LR IA 11-6(b). Having reviewed the motion, the Court finds that requirements of
17 LR IA 11-6(b) have been met. Mr. Kaczmarek indicates that due to fatal disagreements the
18 parties' attorney-client relationship is irretrievably broken necessitating withdrawal. Counsel
19 further indicates that Plaintiff has failed to meet its obligations to the firm. The Court will require
20 that Plaintiff Colucchi-Coulthard Family Trust advise the Court if it will retain new counsel by
21 September 18, 2020 as it must retain new counsel if it intends to continue to litigate this matter.
22 See *United States v. High Country Broad.*, 3 F.3d 1244, 1245 (9th Cir. 1993) (per curiam); *In re*
23 *Am. W. Airlines*, 40 F.3d 1058, 1059 (9th Cir. 1994) (stating that "[c]orporations and other
24 unincorporated associations must appear in court through an attorney."). Filing a notice of new
25 counsel on or before September 18, 2020 is sufficient to comply with the Court's order. Failure
26 to respond may result in a recommendation to the United States District Judge assigned to this
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1 case that dispositive sanctions be issued against Plaintiff Colucchi-Coulthard Family Trust,
2 including dismissal of this action.

3 IT IS THEREFORE ORDERED that Plaintiff Counsel's Motion to Withdraw as Counsel
4 of Record (ECF No. 14) is **granted**.

5 IT IS FURTHER ORDERED that Plaintiff Colucchi-Coulthard Family Trust shall have
6 until **September 18, 2020** to advise the Court if it will retain new counsel. Failure to notify the
7 Court as to its new representation may subject it to dispositive sanctions, including a
8 recommendation for dismissal of this action.

9 IT IS FURTHER ORDERED that the Clerk of the Court shall add the last known
10 address of Plaintiff Colucchi-Coulthard Family Trust to the civil docket and send a copy of this
11 Order to Plaintiff Colucchi-Coulthard Family Trust's last known address:

12 Colucchi-Coulthard Family Trust

13 2397 Green Mountain Court

14 Las Vegas, NV 89135

15 DATED: August 21, 2020

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DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE